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**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION**

IN RE: McCLAIN FEED YARD, INC., McCLAIN F FARMS, INC., AND 7M CATTLE FEEDERS, INC., Debtors. ¹	Chapter 7 CASE NO. 23-20084-rlj Jointly Administered
RABO AGRIFINANCE LLC, <i>Plaintiff,</i> v. ACEY LIVESTOCK, LLC, et al. <i>Defendants.</i>	ADV. PROC. NO. 23-02005-rlj Honorable Robert L. Jones

**DEFENDANTS CURTIS JONES FARMS, DON JONES FARM, INC., DON JONES
TRUCKING, INC., AND KINSEY JONES' RESPONSE TO PLAINTIFF RABO
AGRIFINANCE LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT**

TO THE HONORABLE ROBERT L. JONES, U.S. Bankruptcy Judge:

Defendants Curtis Jones Farms, Don Jones Farm, Inc., Don Jones Trucking, Inc., and Kinsey Jones (collectively, the "Defendants") hereby file their Response to the Motion for Partial Summary Judgment filed by Plaintiff, Rabo Agrifinance LLC ("RAF"), and state:

¹ The Debtors in these jointly administered cases are: (1) McClain Feed Yard, Inc. (Case No. 23-20084); (2) McClain Farms, Inc. (Case No. 23-20885); and (3) 7M Cattle Feeders, Inc. (Case No. 23-20886). All three cases are being jointly administered under the case number for McClain Feed Yard, Inc.

1. Plaintiff RAF filed its Motion for Partial Summary Judgment (“Motion”) seeking a declaration that certain claims made by various creditors under the Dealer Trust statute, 7 U.S.C. § 217b, are invalid. *See* ECF 191.

2. RAF’s Motion fails as a matter of law. As explained in the accompanying Brief in Support of Defendants’ Response to RAF’s Motion for Summary Judgment, RAF lacks Article III standing to seek its requested declaration.

3. Pursuant to Northern District of Texas Local Bankruptcy Rule 7056-1(d)(2), each of the matters required by Rule 7056-1(d)(1) will be set forth in Defendants’ accompanying brief.

PRAYER FOR RELIEF

WHEREFORE, PREMISES CONSIDERED, Defendants Curtis Jones Farms, Don Jones Farm, Inc., Don Jones Trucking, Inc., and Kinsey Jones respectfully pray that the Court deny Plaintiff’s Motion for Partial Summary Judgment.

DATED October 17, 2024.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Answer was served on all parties who have entered an appearance in this adversary proceeding via ECF on October 17, 2024.

/s/Steven L. Hoard
Steven L. Hoard